

U.S. DEPARTMENT OF AGRICULTURE FOREST SERVICE TIMBER SALE CONTRACT (Applicable to Sales to be Measured before Felling)		Name of Purchaser	
National Forest Uinta-Wasatch-Cache	Ranger District Logan	Region Intermountain	Contract Number
Sale Name Kearl		Award Date	Termination Date 03/31/2027

The parties to this contract are The United States of America, acting through the Forest Service, United States Department of Agriculture, hereinafter called Forest Service, and _____ hereinafter called Purchaser.

Forest Service having advertised a sale at which either (1) Purchaser, whose required bid deposit is now held by Forest Service as an initial deposit, was the successful bidder, or (2) no bids were received and Purchaser having subsequently offered at least the minimum advertised price and made an initial deposit in the same amount as the bid deposit specified in the sale advertisement; and the parties hereto desiring to record their agreement; now therefore,

Unless provided otherwise herein, Forest Service agrees to sell and permit Purchaser to cut and remove Included Timber and Purchaser agrees to purchase, cut, and remove Included Timber.

This contract consists of three Divisions: AT - Specific Conditions, BT - Standard Provisions, and CT - Special Provisions, together with Sale Area Map, Plans and specifications for developments (if any), and such attachments as may be provided for in Division CT. Specific Conditions are numbered and apply to the Part, Section, Subsection, or Item of the Standard Provisions, as indicated hereunder. Other conditions of this contract are stated in Division CT - Special Provisions.

IN WITNESS WHEREOF, the parties hereto have executed this contract as of the award date.

UNITED STATES OF AMERICA

Two Witnesses:^{1/}

(Name)

(Address)

(Name)

(Address)

By: _____

Contracting Officer

(Title)

By: _____^{2/}

(Purchaser)

(Title)

(Business Address)

I,^{3/} _____, certify that I am the _____

Secretary of the corporation named as Purchaser herein; that _____

who signed this contract on behalf of Purchaser, was then _____

of the corporation; that the contract was duly signed for and in behalf of the corporation by authority of its governing body, and is within the scope of its corporate powers.

CORPORATE SEAL ^{4/}

INSTRUCTIONS:

- 1/ The signatures and addresses of two witnesses are required if Purchaser is other than a corporation.
- 2/ If Purchaser is a co-partnership, the signatures should be: XYZ Company, by John Doe, a member of the firm. If Purchaser is a corporation, form of signature should be: XYZ Company, by John Doe, President (or other officer or agent) and the seal of the corporation must be impressed or indicated.
- 3/ The certificate must be completed if Purchaser is a corporation.
- 4/ If the corporation has no corporate seal that fact shall be stated, in which case a scroll or adhesive seal shall follow the corporate name.

EXAMPLE 1/							
<div>Subcontractor Certification Regarding Debarment, Suspension, Ineligibility, and Voluntary Exclusion</div> <div>Timber Sale Name: _____ National Forest: _____</div> <div>The prospective subcontractor (participants in lower tier covered transactions) certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this timber sale by any Federal department or agency.</div> <div>Where the prospective subcontractor is unable to certify to any of the statements in this certification, such prospective subcontractor shall attach an explanation to this proposal.</div> <div>Name of Subcontractor: _____ Business Address: _____ _____</div> <tr><td>_____</td><td>_____</td></tr> <tr><td>Date</td><td>Signature</td></tr> <tr><td colspan="2">1/ It is the Purchaser's responsibility to have subcontractors complete this certification and to maintain a file of completed certifications. This certification does not need to be returned to the Forest Service, except at the written request of the Contracting Officer.</td></tr>		_____	_____	Date	Signature	1/ It is the Purchaser's responsibility to have subcontractors complete this certification and to maintain a file of completed certifications. This certification does not need to be returned to the Forest Service, except at the written request of the Contracting Officer.	
_____	_____						
Date	Signature						
1/ It is the Purchaser's responsibility to have subcontractors complete this certification and to maintain a file of completed certifications. This certification does not need to be returned to the Forest Service, except at the written request of the Contracting Officer.							

The following conditions apply to the indicated portions of Division BT - Standard Provisions issued June 2006.

AT1 - Location and Area, applicable to BT1.1

This Sale Area of 4077 acres more or less is located in:
T12N R4E Sect 2-4, 11 - 14, 24 Cache & Rich County, Salt Lake Meridian

AT2 - Volume Estimate and Utilization Standards, applicable to BT2.1, BT2.2, BT2.4, and BT6.4

Species	Product	Estimated Quantity *	Unit of Measure	Minimum Specifications				
				Merchantable Tree		Piece Required to be Removed		
				Diameter Breast High (d.b.h.) (inches)	Number of Minimum Pieces per Tree	Length (feet)	Diameter Inside Bark at Small End (inches)	Net Merch. Factor
Subalpine Fir & Other	Sawtimber	6,420.46	CCF	8.0	1	8	6.0	10.67
DEAD	Sawtimber	1,445.09	CCF	8.0	1	16	6.0	10.67
Lodgepole Pine	Sawtimber	2,664.42	CCF	7.0	1	8	6.0	10.67
Total Quantity		10,529.97	CCF					

* Quantities not included here are described in BT2.4.

AT3- Timber Designations, applicable to BT2.3; acres are approximate:

	Number	Acres
Clearcutting Units (BT2.31)		114.51
Specified Road Clearing (BT2.32)		
Overstory Removal Units (BT2.33)		
Understory Removal Units (BT2.34)		
Individual Trees (BT2.35)		406.39
Incompletely Measured Payment Units (BT2.36)		

AT4 - Timber Payment Rates, applicable to BT3.1 and BT4.0

AT4a - For Species and Products to be Paid for at Rates Escalated under BT3.2

Species	Product	Unit of Measure	Rates per Unit of Measure					Base Index
			Base	Advertised	Bid Premium	Bid (Tentative)	Required Deposits Slash Disposal	
			\$	\$	\$	\$	\$	
Subalpine Fir & Other	Sawtimber	CCF	2.48	18.18			1.38	442.19
Lodgepole Pine	Sawtimber	CCF	2.48	37.99			1.38	488.73

AT4b- For Species and Products to be Paid for at Flat Rates

Species	Product	Unit of Measure	Rates per Unit of Measure				
			Base	Advertised	Bid Premium	Bid (Flat)	Required Deposits Slash Disposal
			\$	\$	\$	\$	\$
DEAD	Sawtimber	CCF	2.48	2.48			1.38

For purposes of convenience in collection and bookkeeping, Bid Rates stated in AT4 include payment of deposits for sale area betterment required pursuant to 16 USC 576b. Such deposits are not included as Required Deposits defined hereunder.

AT4c - Schedule of Payment Units

Pay- ment Unit No.	App rox. Acres	Quantity of Species and Products to be Escalated under AT4a			Total Tentative Payment \$	Quantity of Species and Products to be Paid for at Flat Rates under AT4b			Total Flat Rate Payment \$	Total Required Deposits for Slash Disposal \$
35	136.9	Subalpine Fir & Other	Sawtimber	1,826.74 CCF		DEAD	Sawtimber	274.43 CCF		3,966.08
		Lodgepole Pine	Sawtimber	772.80 CCF						
		Total PU Quantity And Value			2,599.54 CCF	Total PU Quantity And Value			274.43 CCF	
36	50.26	Subalpine Fir & Other	Sawtimber	548.24 CCF		DEAD	Sawtimber	193.24 CCF		1,326.83
		Lodgepole Pine	Sawtimber	219.99 CCF						
		Total PU Quantity And Value			768.23 CCF	Total PU Quantity And Value			193.24 CCF	
40	104.5	Subalpine Fir & Other	Sawtimber	1,139.79 CCF		DEAD	Sawtimber	401.75 CCF		2,758.50
		Lodgepole Pine	Sawtimber	457.37 CCF						
		Total PU Quantity And Value			1,597.16 CCF	Total PU Quantity And Value			401.75 CCF	
44	63.08	Subalpine Fir & Other	Sawtimber	688.08 CCF		DEAD	Sawtimber	242.53 CCF		1,665.27
		Lodgepole Pine	Sawtimber	276.11 CCF						
		Total PU Quantity And Value			964.19 CCF	Total PU Quantity And Value			242.53 CCF	
45	35.57	Subalpine Fir & Other	Sawtimber	474.67 CCF		DEAD	Sawtimber	71.31 CCF		1,030.57
		Lodgepole Pine	Sawtimber	200.81 CCF						
		Total PU Quantity And Value			675.48 CCF	Total PU Quantity And Value			71.31 CCF	
46	43.36	Subalpine Fir & Other	Sawtimber	578.62 CCF		DEAD	Sawtimber	86.92 CCF		1,256.24
		Lodgepole Pine	Sawtimber	244.78 CCF						
		Total PU Quantity And Value			823.40 CCF	Total PU Quantity And Value			86.92 CCF	
50	45.29	Subalpine Fir & Other	Sawtimber	604.38 CCF		DEAD	Sawtimber	90.79 CCF		1,312.16
		Lodgepole Pine	Sawtimber	255.67 CCF						
		Total PU Quantity And Value			860.05 CCF	Total PU Quantity And Value			90.79 CCF	
54	41.96	Subalpine Fir & Other	Sawtimber	559.94 CCF		DEAD	Sawtimber	84.12 CCF		1,215.71
		Lodgepole Pine	Sawtimber	236.89 CCF						
		Total PU Quantity And Value			796.83 CCF	Total PU Quantity And Value			84.12 CCF	

The following definitions are established for the terms used in AT4:

Base Rates are the lowest rates of payment for timber that are authorized by this contract. Base Rates remain constant throughout the life of this contract and are not subject to change by rate redetermination, except for reduction under BT3.31, BT3.32, or BT3.33.

Advertised Rates are the minimum acceptable Bid Rates for timber, exclusive of Required Deposits. These rates are those indicated by appraisal, with a cost allowance made for construction of Specified Roads listed in AT7, but are never less than Base Rates.

Bid Premium Rates are the amounts by which Purchaser's bid is in excess of Advertised Rates. The Bid Premium Rates are constant during this contract, except as provided in BT3.31, BT3.32, and BT3.33.

Bid Rates are the rates bid by Purchaser (exclusive of Required Deposits for slash disposal and road maintenance) and are the sum of Advertised Rates and Bid Premium Rates. Until a rate redetermination becomes effective, the Bid Rate for species and products in AT4a is the Tentative Rate that is subject to quarterly adjustment under BT3.2; for species and products in AT4b, the Bid Rate is the Flat Rate.

Required Deposits are deposits that Purchaser may be required to pay for slash disposal (16 USC 490) and road maintenance (16 USC 537). Required Deposits may be adjusted as part of a rate redetermination or a Contract Term Extension. The table shows only Required Deposits for slash disposal; road maintenance deposits, if any, are given in CT5.32#.

Base Index is the specified average of the lumber or other product selling value index used as the basis for computing adjustment in rates for variance in product selling value, as provided in BT3.2.

AT5 - Indices Used in Quarterly Adjustment, applicable to BT3.2

Species	Index Name and Date
Subalpine Fir & Other	WWPA, Inland White Woods (17-18 Basis), (WWPAB)
Lodgepole Pine	WWPA, Inland White Woods (17-18 Basis), (WWPAC)

AT6 - High Stumps, applicable to BT6.412

Species	Product	Maximum Stump Height (inches)
Subalpine Fir & Other	Sawtimber	12
DEAD	Sawtimber	12
Lodgepole Pine	Sawtimber	12

AT7 - Specified Roads, applicable to BT5.2

Name and Date of Governing Road Specifications: FP-14 Federal Highway Administration Standard Specifications for Construction of Roads and Bridges on Federal Highway Projects, as amended and supplemented (English)

Project		Design Class	Approx. Length (mi./km.)	Sheet Numbers and Approval Date	Performance Responsibility		
Road No.	Name				Survey	Design	Construction Staking 1/
20105	HELLS HOLLOW - DANISH DUGWAY (R) (segment .09 to .1)	Single Lane - 10 mph	.01 / .02	3 & 5 02/08/2021	FS	FS	FS BC
20105	HELLS HOLLOW - DANISH DUGWAY (R) (segment .29 to .3)	Single Lane - 10 mph	.01 / .02	3 & 5 02/08/2021	FS	FS	FS BC
20105	HELLS HOLLOW - DANISH DUGWAY (R) (segment .44 to .45)	Single Lane - 10 mph	.01 / .02	3 & 5 02/08/2021	FS	FS	FS BC
20181	KEARL POND (R) (segment 0 to 4.3)	Single Lane - 10 mph	4.3 / 6.92	4, 6 - 14 02/08/2021	FS	FS	FS BC

1/ Indicate timing, i.e., before clearing (BC) or after clearing (AC). Applicable to BT5.212.

AT8 - Forest Service Engineering Completion Schedule, applicable to BT5.21

Road No.	Road Name	Type of Work	Completion Date
	NOT APPLICABLE		

AT9 - Fire Precautionary Period, applicable to BT7.2

June 01 to September 30 , inclusive

AT10 - Purchaser Responsibility to Furnish Crews and Equipment for:

Initial Fire Suppression, applicable to BT7.3

Within 5 road miles

Fire Suppression Reinforcement, applicable to BT7.312 and BT7.313

Within 50 road miles

AT11 - Purchaser's Obligation per Operations Fire, applicable to BT7.41

Maximum Amount: \$ 23,000

AT12 - Termination Date, applicable to BT8.2

March 31, 2027

AT13 - Normal Operating Season, applicable to BT6.31, BT6.66, BT8.21 and BT9.3

First Period: June 15 to October 15 , inclusive

Second Period: to , inclusive

AT14 - Performance Bond, applicable to BT9.1

Performance Bond Amount:

AT15 - Downpayment, applicable to BT4.211

Downpayment Amount:

AT16 - Periodic Payment Amount, applicable to BT4.213

	Periodic Payment Determination Date	Amount
Initial Payment:	November 13, 2025	
Additional Payment:	August 15, 2026	

AT17 - Market-Related Contract Term Addition Producer Price Index, applicable to BT8.212

Index Name: Softwood Lumber **Index Number:** 0811

AT18 - Inapplicable Standard Provisions

The following listed Sections, Subsections, or Items of Division BT - Standard Provisions - are hereby made inapplicable. (Instructions: List by reference number and title.)

BT4.211	DOWNPAYMENT
BT4.31	BLANKET BOND
BT4.4	PAYMENTS NOT RECEIVED
BT8.212	MARKET-RELATED CONTRACT TERM ADDITION
BT8.64	DEBARMENT AND SUSPENSION CERTIFICATION

AT19 - List of Special Provisions

The following listed special provisions are attached to and made a part of this contract as Division CT. Provisions with reference numbers followed by # contain blanks into which data have been entered for this sale. (Instructions: List by reference number, title, and date.)

CT2.301#	CUTTING UNIT BOUNDARIES (09/2001)
CT2.352#	DESIGNATION BY SPECIES AND DIAMETER (01/2021)
CT2.356#	INDIVIDUAL TREES (LEAVE TREE MARKING) (09/2001)
CT4.211	DOWNPAYMENT (06/2007)
CT4.212	TEMPORARY REDUCTION OF DOWNPAYMENT (08/2009)
CT4.31#	BLANKET BOND (09/2001)
CT4.4	PAYMENTS NOT RECEIVED (08/2012)
CT5.12#	USE OF ROADS BY PURCHASER (06/1999)
CT5.124	EXISTING ROADS (11/1998)
CT5.13#	ROAD COMPLETION DATE (04/2004)
CT5.31#	ROAD MAINTENANCE REQUIREMENTS (07/2001)
CT5.32#	ROAD MAINTENANCE DEPOSIT SCHEDULE (08/2012)
CT5.34#	OBLITERATION OF TEMPORARY ROADS, SKID TRAILS AND LANDINGS (02/2021)
CT5.36#	SNOW REMOVAL (09/2001)
CT6.223	PROTECTION OF FENCES (09/2001)
CT6.24#	SITE SPECIFIC SPECIAL PROTECTION MEASURES (04/2004)
CT6.30#	SCHEDULE OF OPERATIONS (06/2016)
CT6.312#	SALE OPERATION RESTRICTIONS (11/2006)
CT6.411#	FELLING AND BUCKING (SPECIAL OBJECTIVES) (11/1998)
CT6.42#	SKIDDING AND YARDING (SPECIAL OBJECTIVES) (11/1998)
CT6.50#	STREAMSIDE MANAGEMENT ZONES (11/1998)
CT6.6#	EROSION PREVENTION AND CONTROL (11/1998)
CT6.7#	SLASH TREATMENT (04/2003)
CT6.71	CHANGE IN SLASH TREATMENTS (11/2006)
CT6.72#	TEMPORARY ROAD CONSTRUCTION SLASH DISPOSAL (10/2001)
CT6.8#	MEASURING (09/2003)
CT6.81#	ACCOUNTABILITY (04/2009)
CT7.2	FIRE PRECAUTIONS (04/1979)
CT8.212	MARKET-RELATED CONTRACT TERM ADDITION (11/2008)
CT8.64	DEBARMENT AND SUSPENSION CERTIFICATION (03/2018)
CT8.66# (Option 1)	USE OF TIMBER (04/2004)

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